

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

INDECK KEYSTONE
ENERGY, LLC, a Delaware limited liability
company,

Plaintiff,

V.

VICTORY ENERGY
OPERATIONS, LLC, a Delaware limited
liability company,

Defendant.

CIVIL ACTION

NO. 04-CV-325 (ERIE)

Judge Sean J. McLaughlin

ORDER

AND NOW, this _____ day of _____, 2007, upon consideration of Defendant's Motion *in Limine* No. 11 Seeking to Bar Reference to Proposals Issued Prior to September 8, 2004, and the opposition thereto, it is hereby ORDERED that the Motion is DENIED.

BY THE COURT:

McLaughlin, J.